

STATE OF UTAH

Fund Information

FINET Name: (DPS) Department of Public Safety Restricted Account

FINET Fund: 2865

Legal Name: Department of Public Safety Restricted Account

Legal Authorization: UCA 53-3-106; UCA 41-6a-1406

Earns Interest: ☒ Yes ☐ No **Earns Interest Authority:** UCA 53-3-106 (3)

Revenue Source(s):

1) Fees from driver's licenses, renewals, extensions, reinstatements, rescheduling, and identification cards; 2) Administrative fees; 3) Appropriations; 4) Administrative impound fees; 5) interest.

Description:

The 1996 Legislative Session through SB 51 created the Department of Public Safety Restricted Fund, as a restricted transportation fund. Fees from driver's licenses, renewals, extensions, reinstatements, rescheduling, and identification cards as defined in UCA 53-3-105 are deposited into this fund. Funds can be used to pay expenditures of operating the Driver's License Division as appropriated.

HB 71 (1998 GS) \$30 of the administrative fee for license reinstatement is deposited in the State Laboratory Drug Testing account to pay for drug and alcohol testing by the DOH for state and local law enforcement agencies.

HB 209 (2000 GS) Increased the administrative impound fee of which \$84 will be deposited into this fund (UCA 41-6-44.30(5)(b)(ii)).

HB 30 (2001 GS) Moved the impound fee language from UCA 41-6-44.30 to UCA 41-6-102.5.

HB 20 (2006 GS) Added school operator licenses and commercial testing only school licenses to the list of revenue sources for this fund.

SB 4 (2007 GS) Changed the amount in excess of the fees collected for licenses, renewals, extensions, reinstatements, rescheduling, and ID cards (from \$35 to \$45) under Chapter 3 (Uniform Driver License Act) that will be appropriated by the legislature from the DPS Restricted Account to the department to implement provisions of UCA 53-1-117 (alcohol or drug enforcement funding). Except that of the amount in excess of \$45, \$40 will be deposited in the State Laboratory Drug Testing Restricted Account.

HB 72 (2008 GS) Deleted one word from 53-3-106(5): "\$40 shall be deposited in the State Laboratory Drug Testing Account.."

SB 259 (2009 GS) Modifies the uses for the Public Safety Restricted Account (#2865) by requiring that, beginning fiscal year 2010, the Legislature shall appropriate \$100,000 annually from the Public Safety Restricted Account to the state medical examiner to carry out the duties of the state medical examiner.

HB 297 (2009 GS) Recodified the Budgetary Procedures Act, which is cited in the section of code relating to this fund.

SB 138 (2011 GS) Modifies the Public Safety Code by amending provisions relating to driver license qualifications. Provides that every applicant for a driving privilege card shall submit fingerprints and a photograph with the application to the division, and pay a fee that BCI is authorized to collect for the services BCI provides. The division shall remit the fees collected to the BCI to cover the cost for services. (FID #2855)

HB 298 (2012 GS) Modifies provisions relating to the motor vehicle safety inspections. Reduces the frequency of the requirement that an owner of certain vehicles is required to obtain a safety inspection certificate prior to registering the vehicle. Increases the registration fee for motor vehicles and motorcycles to offset the reduced revenues from the safety inspection certificate fees. Provides that a portion of the revenues from the increased motor vehicle and motorcycle registration fees shall be deposited in the Public Safety Restricted Account (#2865), and used to pay a portion of the costs to employ highway patrol officers to police or patrol the highways within this state.

HB 291 (2014 GS) Amends provisions related to drug and alcohol analysis testing and associated funding provisions. Increases the administrative fee collected by the Department of Public Safety for license reinstatement after an alcohol-related or drug-related offense. Increases the amount deposited in the State Laboratory Drug Testing Account from the

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Department of Public Safety Restricted Account (from \$40 to \$100). Requires the Department of Public Safety to report to the Department of Health annually the amount the Department of Public Safety expects to collect from administrative fees for license reinstatement in the next fiscal year.

HB 120 (2016 GS) Increases the administrative fee for impounding a vehicle due to an arrest, citation, or referral for administrative action for driving under the influence or reckless driving (from \$350 to \$400). Allocates the funds from the increased impound fee to the Department of Public Safety Restricted Account for the enforcement of alcohol or drug-related offenses.

Fund Balance History:

<u>Fund</u>	<u>Year</u>	<u>Beg Balance</u>	<u>Revenues</u>	<u>Expenses</u>	<u>Transfers</u>	<u>End Balance</u>
2865	1997	\$0	\$11,024,216	\$0	(\$10,703,754)	\$320,462
2865	1998	\$320,462	\$11,943,064	\$0	(\$11,618,086)	\$645,440
2865	1999	\$645,440	\$12,334,737	\$0	(\$12,506,000)	\$474,177
2865	2000	\$474,177	\$15,277,873	\$0	(\$14,019,000)	\$1,733,050
2865	2001	\$1,733,050	\$16,515,525	\$0	(\$15,083,100)	\$3,165,475
2865	2002	\$3,165,475	\$17,416,569	\$0	(\$17,706,700)	\$2,875,344
2865	2003	\$2,875,344	\$17,713,808	\$0	(\$17,662,382)	\$2,926,770
2865	2004	\$2,926,770	\$17,783,528	\$0	(\$17,811,000)	\$2,899,298
2865	2005	\$2,899,298	\$18,468,216	\$0	(\$18,452,800)	\$2,914,714
2865	2006	\$2,914,714	\$19,521,739	\$0	(\$20,454,400)	\$1,982,053
2865	2007	\$1,982,053	\$21,805,787	\$0	(\$22,808,900)	\$978,940
2865	2008	\$978,940	\$28,500,999	\$0	(\$24,479,800)	\$5,000,139
2865	2009	\$5,000,139	\$28,434,397	\$0	(\$26,465,600)	\$6,968,936
2865	2010	\$6,968,936	\$27,765,134	\$0	(\$27,417,501)	\$7,316,569
2865	2011	\$7,316,569	\$27,280,593	\$0	(\$29,226,400)	\$5,370,762
2865	2012	\$5,370,762	\$28,481,556	\$0	(\$27,799,500)	\$6,052,818
2865	2013	\$6,052,818	\$29,679,772	\$0	(\$29,437,600)	\$6,294,990
2865	2014	\$6,294,990	\$31,467,495	\$0	(\$29,290,200)	\$8,472,285
2865	2015	\$8,472,285	\$32,368,144	\$0	(\$32,435,500)	\$8,404,929